

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **SUMMONS, COMPLAINT, CIS, INDIVIDUAL PRACTICES OF JUDGE JOHN G. KOELTL, INDIVIDUAL**
PRACTICES OF MAGISTRATE JUDGE DEBRA FREEMAN
 EFFECTED (1) BY ME: **OUT OF STATE** *Shayne Colten*
 TITLE: **PROCESS SERVER**

DATE: *7/24/08 9:47 AM*

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

AGGRESSIVE PARTNERSHIPS, INC., C/O SECRETARY OF STATE

Place where served:

Secretary of State, 9
with Registered Agent☒ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:*Donna Christie*Relationship to defendant: *authorized Agent*

Description of person accepting service:

SEX: *F* AGE: *W* HEIGHT: *5'5"* WEIGHT: *130lbs* SKIN: *W* HAIR: *Brown* OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: *7/25/2008*

[Signature] L.S.
 SIGNATURE OF OUT OF STATE
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

ATTORNEY: SAMUEL FELDMAN
 PLAINTIFF: SAN PELLEGRINO S.P.A., ET ALS
 DEFENDANT: AGGRESSIVE PARTNERSHIPS, INC., ET AL
 VENUE: DISTRICT
 DOCKET: 08 CV 5462

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

G.P.

INDEX NO: 08CV5462

FILED ON: July 17, 2008

DISTRICT: Southern/New York

COUNTY OF

UNITED STATES DISTRICT COURT

San Pellegrino S.P.A. and Nestle Waters North America, Inc.

VS

Plaintiff(s)

Aggressive Partnerships, Inc. et. ano.

Defendant(s)

STATE OF NEW YORK, COUNTY OF ALBANY, SS.:

**AFFIDAVIT OF SERVICE
BY THE SECRETARY OF STATE**

Shayne Collen, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on July 24, 2008, at 9:47 am, at the office of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed Summons in a Civil Action, Complaint

Aggressive Partnerships, Inc,

Defendant in this action, by delivering to and leaving with Donna Christie, Authorized Agent, in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State the statutory fee, if required. Service was made pursuant to Section 306 Business Corporation Law.


☐ Service was completed by mailing notice of such service and one (1) true copy thereof by ☐ Registered or ☐ 1st Class Mail and Certified Mail, #, Return Receipt Requested on to said defendant at:


Papers so served were properly endorsed with the index number and date of filing.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 44 years Approx. weight: 130 lbs Approx. Ht.: 5'5"
Sex: female Color of skin: white Color of hair: brown Other:

Sworn to before me on July 25, 2008


MARCY A. O'HARE
NOTARY PUBLIC, State of New York
No. 485530, Qualified in Albany County
Term Expires July 14, 2010


Shayne Collen
Invoice•Work Order # 0806089